

AMENDED IN ASSEMBLY APRIL 5, 2001

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1103**

**Introduced by Assembly Member Papan**

February 23, 2001

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An act to amend Sections 6301 and 6301.5 of the Business and Professions Code, relating to law library boards of trustees.

LEGISLATIVE COUNSEL'S DIGEST

AB 1103, as amended, Papan. Law library boards of trustees.

Existing law establishes in each county a board of law library trustees for the purpose of governing the county law library. Existing law provides for the membership of those boards, which is limited to superior and municipal court judges, and members of the bar, and members of the board of supervisors.

This bill would revise and recast these provisions and, among other things, authorize the appointment of persons who are residents of the county who are not members of the above-specified groups.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 6301 of the Business and Professions
- 2 Code is amended to read:
- 3 6301. (a) Except as otherwise provided by statute, a board of
- 4 law library trustees is constituted as follows:

1 (1) In a county where there are no more than three judges of the  
2 superior court, each of those judges is ex officio a trustee. The  
3 judges may at their option select only one of their number to serve  
4 as a trustee, and in that event they shall appoint two additional  
5 trustees who are residents of the county or members of the State  
6 Bar.

7 (2) In a county where there are more than three judges of the  
8 superior court, the judges of that court shall elect ~~at least four, and~~  
9 ~~no more than~~ *either four or five* of their number to serve as  
10 trustees.

11 (3) Any judge of the superior court who is an ex officio or  
12 elected member may at the judge's option designate a resident of  
13 the county or a member of the State Bar to act for the judge as  
14 trustee.

15 (4) The chair of the board of supervisors is ex officio a trustee,  
16 but the board of supervisors at the request of the chair may appoint  
17 a member of the State Bar, any other member of the board of  
18 supervisors of the county, or a resident of the county to serve as  
19 trustee in place of the chair. The appointment of the person selected  
20 in place of the chair of the board of supervisors shall expire when  
21 a new chair of the board of supervisors is selected, and that  
22 appointment shall not be subject to the provisions of Section 6302.

23 (5) The board of supervisors shall appoint as many additional  
24 trustees, who are members of the State Bar, as may be necessary  
25 to constitute a board of at least six and not more than seven  
26 members.

27 (b) No more than two law library trustees may be residents of  
28 the county who are not judges of the county, members of the State  
29 Bar, or members of the board of supervisors of the county.

30 SEC. 2. Section 6301.5 of the Business and Professions Code  
31 is amended to read:

32 6301.5. In any county where there are ~~three or fewer~~ *no more*  
33 *than three* judges of the superior court, the board of supervisors,  
34 with the concurrence of the judges of the superior court, may  
35 reduce the number of law library trustees to not less than three  
36 members.